

EXHIBIT 6

Contains Confidential Portions

Page 1

1 JESSE ANGELO

2 UNITED STATES DISTRICT COURT

3 SOUTHERN DISTRICT OF NEW YORK

4 SANDRA GUZMAN,

5 Plaintiff,

6 -against- 09CIV9323 (BSJ) (RLE)

7 NEWS CORPORATION, NYP HOLDINGS, INC., d/b/a
8 THE NEW YORK POST, and COL ALLAN, in his
official and individual capacities,

9 Defendants.

10 AUSTIN FENNER and IKIMULISA LIVINGSTON,

11 Plaintiffs,

12 -against- 09CIV9832 (BSJ) (RLE)

13 NEWS CORPORATION, NYP HOLDINGS, INC., d/b/a
14 THE NEW YORK POST and DAN GREENFIELD and
MICHELLE GOTTHELF,

15 Defendants.

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17
18 VIDEOTAPED DEPOSITION OF JESSE ANGELO

19 New York, New York

20 Wednesday, April 25, 2012

21
22 REPORTED BY: BARBARA R. ZELTMAN
(BOBBIE)

23 Professional Stenographic Reporter

24
25 Job Number: 48821

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| <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 26</p> <p>1 JESSE ANGELO 2 MR. LERNER: Objection. 3 A Again, I don't know the ins and 4 outs of the corporate structure. 5 Q So the answer is no, you don't know 6 if that's a Rupert Murdoch newspaper? 7 MR. LERNER: Objection. 8 A Again, ultimately, it is part of 9 News Corporation. I do not know precisely 10 which entity owns The Daily Telegraph. 11 Q So actually -- so The Daily 12 Telegraph is part of News Corporation? 13 A Again, I don't know the ins and 14 outs of corporate structure. 15 Q That's not the question. 16 Is The Daily Telegraph a News 17 Corporation entity? 18 MR. LERNER: Objection. 19 A Again, I don't know exactly what 20 the name of the entity that owns The Daily 21 Telegraph is. 22 Q So your answer is you have no idea 23 if Rupert Murdoch is involved with The Daily 24 Telegraph? 25 MR. LERNER: Objection.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> | <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 27</p> <p>1 JESSE ANGELO 2 That's not the question you've been 3 asking. 4 A Right. You asked me before is it 5 part of News Corporation as a whole and I 6 said yes. 7 I don't know who precisely owns 8 that entity. I don't know the corporate 9 structure. 10 Q And by "that entity" you mean 11 The Daily Telegraph? 12 A Correct. 13 Q But Rupert Murdoch is involved with 14 The Daily Telegraph in some way, shape or 15 form? 16 MR. LERNER: Objection. 17 A I don't know. 18 Q And you don't know if Rupert 19 Murdoch is involved with The Sun in any way? 20 MR. LERNER: Objection. 21 A Don't know. 22 Q How long were you at The Daily 23 Telegraph? 24 A About two and a half years, little 25 less than that.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> |
| <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 28</p> <p>1 JESSE ANGELO 2 Q So what year would you have 3 finished up with The Daily Telegraph? 4 A Late 1998. 5 Q And why did you leave The Daily 6 Telegraph? 7 A To move back to New York. 8 Q Did you have a job offer in New 9 York? 10 A No. 11 Q And what did you do when you came 12 back to New York. When you first arrived in 13 New York, what was your job or did you have 14 a job? 15 A I was a freelance journalist. 16 Q For whom did you do freelance 17 journalism? 18 A I did freelance journalism for Gear 19 Magazine, for a Website name which escapes 20 me -- New Style Business, and for The New 21 York Post. 22 Q Did you subsequently begin working 23 for anyone in any capacity other than as a 24 freelance journalist? 25 MR. LERNER: Objection.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> | <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 29</p> <p>1 JESSE ANGELO 2 Q Does that make sense? 3 A No. 4 Q At some point did you stop being a 5 freelance journalist? 6 A Yes. 7 Q When did that occur? 8 A In 1999. 9 Q And how did that occur? 10 MR. LERNER: Objection. 11 A I was offered a full-time job. 12 Q By whom? 13 A The New York Post. 14 Q Who hired you? 15 MR. LERNER: Objection. 16 A Stu Marks. 17 Q What position were you in when you 18 were first hired? 19 A Sunday news reporter. 20 Q Do you know Stu Moss {sic.} title 21 at that time? 22 MR. LERNER: Objection. 23 A That's not his name. 24 Q I'm sorry. What was the name of 25 the gentleman that hired you?</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> |

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| <p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 30</p> <p>1 JESSE ANGELO 2 A Stu Marks. 3 Q Oh, Stu Marks. 4 So Stu Marks, do you know what his 5 job title was when he hired you? 6 A I believe he was managing editor of 7 news. 8 Q And how long did you work -- let me 9 make sure. 10 You said you were hired as a Sunday 11 news reporter? 12 A Correct. 13 Q How long did you work as a Sunday 14 news reporter? 15 A About a year. 16 Q And what did you do -- so this 17 would be approximately the year 2000? 18 A It was 1999. 19 Q And were you subsequently promoted 20 from news reporter? 21 MR. LERNER: Objection. 22 A After I was a news reporter, I was 23 a business reporter. 24 Q When did you become a business 25 reporter?</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> | <p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 31</p> <p>1 JESSE ANGELO 2 A Probably late 1999. I don't know 3 precisely the date. 4 Q Who was your editor as a business 5 reporter? 6 A John Auerbach. 7 Q How long were you a business 8 reporter? 9 A Maybe six months to a year. 10 Q So this would take us to the year 11 2000? 12 A About that. Probably maybe halfway 13 through the year 2000. 14 Q And what did you do after you 15 finished as business reporter? 16 A I became deputy business editor. 17 Q How long were you deputy business 18 editor? 19 A About a year. 20 Q What did you do after you were 21 deputy business editor? 22 A I was a City editor. 23 Q So this was approximately 2001 you 24 became City editor? 25 A Correct.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> |
| <p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 32</p> <p>1 JESSE ANGELO 2 Q How long were you City editor? 3 A About six years. 4 Q Do you recall the date that you 5 stopped being City editor? 6 A I don't recall the exact date. 7 Q Do you know the year? 8 A I think it was 2007 or end of 2006, 9 around there. 10 Q And what did you do after you 11 finished being -- after you were finished 12 with your assignment as City editor? 13 A I became managing editor. 14 Q Are you still managing editor? 15 A No. 16 Q How long were you managing editor? 17 A About two years. 18 Q And after managing editor, what was 19 your position? 20 A Executive editor. 21 Q Are you still executive editor? 22 A Yes. 23 Q Just briefly, what are your job 24 responsibilities as executive editor? 25 MR. LERNER: Objection.</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> | <p style="text-align: center;">Contains Confidential Portions</p> <p style="text-align: center;">Page 33</p> <p>1 JESSE ANGELO 2 A I look after the digital products 3 of The New York Post. 4 Q What does that mean? 5 A The Website and the digital 6 applications. 7 Q Do you supervise any employees as 8 executive editor? 9 A Yes. 10 Q How many employees do you 11 supervise, approximately? 12 MR. LERNER: Objection. 13 A Four or five. 14 Q Who are those four or five 15 employees? 16 A Jim Delchap, who is the digital 17 applications editor. Clemente Lisi, who is 18 the deputy editor of the nypost.com. 19 Tom Hinton, who I'm not sure what 20 his exact title is right now. 21 Arishal Mabisho Albany (ph.). 22 Q What was the name again? 23 A Arishal Mabisho Albany. 24 Q Anyone else? 25 A I believe those are all the direct</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> |

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| <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 282</p> <p>1 JESSE ANGELO 2 2004 for the position? 3 MR. LERNER: Objection. 4 A No, I don't recall investigating 5 whether she -- the truth of the statement 6 she had applied in 2004. 7 Q Do you have any reason to believe 8 that she had not applied in 2004 for the 9 Queens Courthouse position? 10 MR. LERNER: Objection. 11 A No. 12 MR. CLARK: Mark this as 21. 13 (Angelo Exhibit 21, E-mail 14 dated Thursday, February 16, 2006, 15 5:51 p.m., Bates Number 16 NYP-FL-001947, was marked for 17 Identification.) 18 BY MR. CLARK: 19 Q It's very short, so take a minute 20 and read it. 21 This is Bates-stamped NYP-FL-1947. 22 And as you can see, this appears to 23 be an e-mail from Michelle Gotthelf to you, 24 Mr. Angelo, dated February 16, 2006. 25 Could you read that for me? <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> </p> | <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 283</p> <p>1 JESSE ANGELO 2 A " Might as well give Kim Queens. 3 She's shown she can write pretty well off 4 press releases." 5 Q So obviously, this was what 6 Michelle said to you, correct? 7 A It is an e-mail from Michelle to 8 me, yes. Or appears to be a facsimile 9 thereof, yes. 10 Q Do you remember receiving this 11 e-mail from Michelle Gotthelf? 12 A No, I do not. 13 Q Do you agree with the statement 14 that Kim had shown she can write pretty well 15 off press releases? 16 A I wanted to put Kim into Queens 17 Court, I recall, because I wanted to give 18 her a new role and give her a chance to 19 succeed. 20 Q Why did you specifically want her 21 for the role of Queens Courthouse reporter? 22 MR. LERNER: Objection. 23 A She had been doing a role in the 24 newsroom where she had not been successful, 25 and as an editor, you're constantly trying <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> </p> |
| <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 284</p> <p>1 JESSE ANGELO 2 to find the right role for a reporter 3 wherein they're going to contribute to the 4 newspaper and be successful. 5 She hadn't been successful in the 6 role she was doing in the newsroom. 7 Again, I don't recall these e-mails 8 of her putting her head up for the beat, but 9 when the beat came open, I remember thinking 10 and discussing with Michelle that it might 11 be a really good role for Kim, that perhaps 12 she would work well in the Queens 13 Courthouse. 14 So that was my recollection of how 15 she came to be given the role of Queens 16 Courthouse. 17 Q Why do you think she might work 18 well in the Queens Courthouse? 19 A Because when she was a reporter in 20 the newsroom, one of the key things that she 21 was supposed to be doing was generating 22 story ideas, and she was not having success 23 doing that. 24 And one of the things about the 25 role of a courthouse reporter is that there <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> </p> | <p>Contains Confidential Portions</p> <p style="text-align: center;">Page 285</p> <p>1 JESSE ANGELO 2 are a lot of stories that are occurring in 3 front of you. 4 There are filings in civil cases, 5 there are criminal cases that are moving 6 through a courthouse. Therefore, the burden 7 of trying to come up with story ideas out of 8 thin air, so to speak, is less, so I thought 9 that maybe having -- as well as having 10 ownership of a patch, ownership of a 11 physical area, might help her to be more 12 successful in her role as reporter. 13 Q So you felt this was a good fit for 14 Kim? 15 MR. LERNER: Objection. 16 A I wanted to try and see if we could 17 find a role for Kim wherein she could be 18 successful. 19 And I thought this might be a role 20 where she would be successful. 21 MR. CLARK: We're out of tape, 22 so let's take five to change things. 23 THE VIDEOGRAPHER: The time is 24 5:15. We're going off the record. 25 (A brief recess was <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p> </p> |

Page 1

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2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
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5 AUSTIN FENNER and)
6 IKIMULISA LIVINGSTON,)
7)
8 Plaintiff,) 09 CV 9832
9) (BSJ) (RLE)
10 vs.)
11)
12 NEWS CORPORATION, NYP HOLDINGS,)
13 INC., d/b/a THE NEW YORK POST)
14 and DAN GREENFIELD and MICHELLE)
15 GOTTHELF,)
16)
17 Defendants.)
18 -----)

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Reported by:

JOMANNA DeROSA, CSR

JOB NO. 59957

Page 14

1 J. ANGELO
 2 Q. Apart from counsel, did you discuss
 3 today's deposition with anyone else?
 4 A. No.
 5 Q. And apart from counsel, following
 6 Ms. Livingston's termination from her employment,
 7 did you discuss that termination with anyone else?
 8 A. No, not that I recall.
 9 Q. Did you discuss the termination
 10 with Amy Scialdone since then?
 11 A. I don't believe so.
 12 Q. Okay. Did you conduct a -- did you
 13 personally conduct a search for any documents
 14 following Ms. Livingston's termination, in
 15 connection with that termination?
 16 A. As I said previously, there was a
 17 discovery order, and I looked through all of my
 18 e-mails, and searched on all of the search terms
 19 that were specified, and I looked in my hard drive
 20 and searched under the specified terms.
 21 Q. Right. And so, apart from that
 22 e-mail search, did you conduct any other search
 23 for documents?
 24 A. Again, I also searched my hard
 25 drive for documents.

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1 J. ANGELO
 2 Q. Okay. But any -- did you search
 3 any hard copy files?
 4 A. I don't have any hard copy files
 5 related to the matter.
 6 Q. Okay. You mentioned your business
 7 addresses as being offices of The New York Post.
 8 Are you currently employed by The New York Post?
 9 A. Yes.
 10 Q. Okay. Are you currently employed,
 11 in any capacity, by News Corp.?
 12 A. No.
 13 Q. Are you currently employed, in any
 14 capacity, by any other affiliate of News Corp.,
 15 apart from The New York Post?
 16 MR. LERNER: Like when you say
 17 "capacity," does he work for any other entity?
 18 MR. PEARSON: Currently. Not in
 19 the past.
 20 Q. But currently are you employed by
 21 any other affiliate?
 22 A. No.
 23 Q. Okay. And what is your current
 24 position at The New York Post?
 25 A. I'm the publisher.

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1 J. ANGELO
 2 Q. Okay. Did you hold that position
 3 in April of 2012?
 4 A. No.
 5 Q. Okay. When did you assume that
 6 position?
 7 A. Mid-December 2012, the end of last
 8 year.
 9 Q. Okay. And how did you obtain that
 10 position?
 11 MR. LERNER: Objection. You can
 12 answer, if you understand it.
 13 A. I don't quite understand it.
 14 Q. Sure. Were you recruited by The
 15 New York Post to become publisher or did you
 16 independently apply for that position, or some
 17 other way?
 18 MR. LERNER: Objection. You can
 19 answer.
 20 THE WITNESS: I'm sorry. I can or
 21 I cannot?
 22 MR. LERNER: You can.
 23 A. I was approached with an offer for
 24 the job.
 25 Q. Okay. By whom?

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1 J. ANGELO
 2 A. By the chairman of The New York
 3 Post.
 4 Q. And who is that?
 5 A. Rupert Murdoch.
 6 Q. Did you talk with anyone else at
 7 The New York Post, or any of its affiliates, prior
 8 to assuming duties as publisher?
 9 MR. LERNER: Objection. I think
 10 you need to rephrase that question.
 11 MR. PEARSON: That's fine. I can
 12 clarify that.
 13 Q. So, apart from Mr. Murdoch, did you
 14 talk with any other employees of The New York
 15 Post, News Corp. or any of their affiliates, prior
 16 to assuming your position as publisher at The
 17 Post?
 18 A. That's a strange time frame. Prior
 19 to me becoming publisher of The New York I spoke
 20 to, over a decade, many people at The New York
 21 Post. I don't get the question at all.
 22 Q. Fair enough. After Mr. Murdoch
 23 approached you about the position -- understand
 24 these questions follow from one another --
 25 A. Okay.

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| <p style="text-align: right;">Page 18</p> <p>1 J. ANGELO 2 Q. Right. After Mr. Murdoch 3 approached you about that position, did you talk 4 with anyone else at The Post, News Corp. or any of 5 their affiliates, before assuming your duties as 6 publisher? 7 MR. LERNER: About taking that 8 position? 9 MR. PEARSON: Yes. 10 A. Before I accepted the position? 11 Q. Yes. 12 A. Not that I recall. I mean, I don't 13 have any specific memory of speaking to anybody 14 else at The Post after that. 15 Q. Okay. And you began work as 16 publisher at The Post in or around mid-December of 17 2012. Is that right? 18 A. That is correct, yes. 19 Q. Okay. And what are your duties as 20 publisher at The Post? 21 A. I run the business. 22 Q. Okay. What does that mean, if you 23 could elaborate? 24 A. The publisher of a newspaper is 25 akin to the Chief Executive Officer of a business.</p> | <p style="text-align: right;">Page 19</p> <p>1 J. ANGELO 2 Q. Okay. As part of your duties as 3 publisher, do you evaluate the performance of The 4 Post's reporters? 5 A. No. 6 Q. Okay. 7 A. Not as a standard, not as a matter 8 of course, no. 9 Q. Okay. Do you have the authority to 10 hire and fire reporters at The Post? 11 MR. LERNER: Objection. You can 12 answer. 13 A. As CEO of the business I have the 14 authority to hire and fire anybody I like. 15 Q. And do you know who Ikimulisa or 16 Kim Livingston is? 17 A. Yes. 18 Q. Okay. And who is she? 19 A. She was a reporter at The New York 20 Post. 21 Q. Okay. How long have you known 22 Ms. Livingston, if you know her at all? 23 A. Over a decade. 24 Q. Okay. How did you first become 25 acquainted with her?</p> |
| <p style="text-align: right;">Page 20</p> <p>1 J. ANGELO 2 A. I worked with her at The New York 3 Post. 4 Q. And are you aware of what 5 Ms. Livingston's last position with The New York 6 Post was? 7 A. Yes. 8 Q. And what was that? 9 A. She was a reporter. 10 Q. Okay. Was she a particular kind of 11 reporter or assigned to a particular beat? 12 A. I believe she was a general 13 assignment reporter. 14 Q. Okay. And at the time of -- well, 15 actually, let's start here. 16 Approximately when, if at any time, 17 did Ms. Livingston's employment with The New York 18 Post, as a general assignment reporter, end? 19 A. Kim was dismissed for gross 20 misconduct in -- I believe it was the end of 21 February. 22 Q. Okay. At the time of her 23 termination, how would you describe 24 Ms. Livingston's skill level as a general 25 assignment reporter?</p> | <p style="text-align: right;">Page 21</p> <p>1 J. ANGELO 2 A. Again, I didn't supervise or 3 evaluate her. I'm not in a position to say. 4 Q. Okay. So, is it your testimony 5 that since you became publisher of The Post you're 6 not aware of Ms. Livingston's performance level as 7 a general assignment reporter? 8 A. That is correct. I'm not aware of 9 how she was performing. 10 Q. Do you know who Ms. Livingston's 11 supervisor was at the time of her termination? 12 A. I believe it was Dan Greenfield 13 and/or Michelle Gotthelf. I don't know exactly 14 who she directly reported to, though. 15 Q. Okay. And do you know who made the 16 decision to terminate Ms. Livingston's employment? 17 A. Yes. 18 Q. And who is that? 19 A. Me. 20 Q. And did you make that decision 21 unilaterally? 22 MR. LERNER: Objection to form. 23 A. Okay. Can you be more specific 24 about "unilaterally"?</p> |

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| <p style="text-align: right;">Page 22</p> <p>1 J. ANGELO 2 decision to terminate Ms. Livingston's employment? 3 A. Yes. 4 Q. Did you meet with Ms. Livingston 5 about her termination at any time? 6 A. Yes. 7 Q. Okay. And when was that? 8 A. On the day she was terminated. 9 Q. Okay. We'll talk about the 10 termination meeting in a little while. But prior 11 to that termination meeting, and since you became 12 publisher at The Post, did you have any 13 discussions or correspondence with Ms. Livingston? 14 A. No, not that I recall. 15 Q. Since the time you became publisher 16 at The Post, up until Ms. Livingston's 17 termination, did you have any discussions with 18 anybody else at The Post about Ms. Livingston's 19 job performance? 20 A. No, not that I recall. 21 Q. Do you know what mystery shopping 22 is? 23 A. I have a vague understanding of it. 24 Q. Okay. What's your understanding of 25 what mystery shopping is?</p> | <p style="text-align: right;">Page 23</p> <p>1 J. ANGELO 2 A. My understanding is that is when 3 somebody is paid to go into a store or interact 4 with a business, I guess, telephonically or via 5 the Internet, and test out what the customer 6 service is like, what kind of reactions they get, 7 how the people perform in their duties at the 8 shop. 9 Q. Have you ever done any mystery 10 shopping yourself? 11 A. My wife might think I have with 12 some of the gifts I give her, but, no, I have not 13 done any mystery shopping. 14 Q. Okay. And are you aware of anyone 15 else among your acquaintances, or anyone among 16 your acquaintances who have done mystery shopping? 17 A. No. 18 Q. Okay. Are you aware of whether or 19 not Ms. Livingston has ever mystery shopped? 20 A. Yes. 21 Q. Okay. And are you aware of whether 22 or not she's ever mystery shopped for TD or 23 Commerce Bank? 24 A. Yes. 25 Q. Okay. And are you aware that she</p> |
| <p style="text-align: right;">Page 24</p> <p>1 J. ANGELO 2 has, in fact, done that? 3 A. Yes. 4 Q. Okay. And are you aware of whether 5 or not Ms. Livingston has ever mystery shopped for 6 a company called Shop 'n Chek? 7 A. Yes. 8 Q. And has she done that? 9 A. Yes. 10 Q. Okay. Do you know what the mystery 11 shopping that Ms. Livingston did for TD or 12 Commerce Bank entailed; how it worked? 13 MR. LERNER: Objection. Form. 14 A. I know that while she was being 15 employed by The New York Post and turning in time 16 sheets that she was working for The New York Post 17 she was, in fact, doing paid work on hundreds and 18 hundreds of occasions for these mystery shopping 19 outfits. I don't know what they're -- companies I 20 guess they're called. 21 Q. Are you aware of whether or not 22 Ms. Livingston received payments in connection 23 with her mystery shopping on a W-2 or 1099 basis? 24 A. Can you repeat the question, 25 please?</p> | <p style="text-align: right;">Page 25</p> <p>1 J. ANGELO 2 MR. PEARSON: Sure. Could the 3 question be read back? 4 (The requested portion of the 5 record was read.) 6 A. No, I'm not aware of that. 7 Q. Okay. And are you able to describe 8 for me what Ms. Livingston actually did when she 9 would perform or conduct mystery shops for TD or 10 Commerce Bank? 11 MR. LERNER: Objection. 12 MR. PEARSON: You may answer. 13 THE WITNESS: Can you read the 14 question back, please? 15 (The requested portion of the 16 record was read.) 17 A. No, I never witnessed it, but I 18 know she wasn't working for The New York Post as 19 she was supposed to be doing. 20 (Recess taken.) 21 Q. Are you aware of what was entailed 22 in Ms. Livingston's mystery shopping for Shop 'n 23 Chek? 24 A. The very fact that she was doing 25 mystery shopping, a paid job for somebody else</p> |

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